
By: **Carroll County Delegation**

Introduced and read first time: February 13, 2003

Assigned to: Rules and Executive Nominations

Re-referred to: Appropriations, February 27, 2003

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 21, 2003

CHAPTER _____

1 AN ACT concerning

2 **Carroll County - Retirement and Pensions and Group Insurance**

3 FOR the purpose of authorizing the County Commissioners of Carroll County to
4 establish and maintain a general system of pensions and retirement and group
5 insurance for the officers and employees of Carroll County; and generally
6 relating to the establishment and maintenance of a general system of pensions
7 and retirement and group insurance for the officers and employees of Carroll
8 County.

9 BY repealing and reenacting, with amendments,
10 The Public Local Laws of Carroll County
11 Section 3-801
12 Article ~~22~~ 7 - Public Local Laws of Maryland
13 (2000 Edition and October 2002 Supplement, as amended)

14 BY repealing and reenacting, without amendments,
15 Article 25 - County Commissioners
16 Section 3(a)(1) and (g)
17 Annotated Code of Maryland
18 (2001 Replacement Volume and 2002 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

1

Article 22 7 - Carroll County

2 3-801.

3 (a) Carroll County may [offer to its employees a voluntary income deferment
4 plan to allow its employees the tax benefits authorized by Section 403(e) of the
5 Internal Revenue Code of 1954] ESTABLISH AND MAINTAIN A GENERAL SYSTEM OF
6 PENSIONS AND RETIREMENT AND GROUP INSURANCE FOR THE BENEFIT AND
7 ADVANTAGE OF ITS OFFICERS AND EMPLOYEES AS AUTHORIZED BY ARTICLE 25, §
8 3(G) OF THE CODE.

9 (b) [Carroll County may, by contract, agree with any of its employees to defer,
10 in whole or in part, each employee's compensation.

11 (c)] With respect to any plan established under subsection (a) of this section
12 Carroll County shall have the power[:

13 (1)] to do such acts as may be necessary to implement, maintain, [and]
14 administer [the], AND CARRY OUT THE PURPOSES OF ANY SUCH plan[;

15 (2) to receive the amount of compensation deferred under the plan and to
16 use the proceeds, in accordance with any investment election permitted the employee
17 under the plan, to purchase a fixed or variable life insurance or annuity contract, or
18 other investment or savings options as may be permitted under the plan, all to be held
19 by the superintending board, official, or entity. Life insurance and annuity contracts
20 shall be purchased from insurance companies licensed to write insurance in
21 Maryland; and

22 (3) to take other and further actions as may be necessary to carry out the
23 purposes of the plan].

24 [(d)] (C) [The] EXCEPT AS PROVIDED IN ARTICLE 95, § 22(B) OF THE CODE,
25 THE provisions of Article 95 of the [Annotated] Code and any other law limiting the
26 types of investments which may be made of county funds or limiting or placing
27 conditions upon the deposit of county funds are not applicable to the deposit and
28 investment of moneys deferred pursuant to [the] ANY plan UNDER THIS SECTION, to
29 the end that such moneys may be deposited and invested in accordance with the
30 investment elections permitted under the plan.

31

Article 25 - County Commissioners

32 3.

33 (a) (1) The county commissioners of each county in this State, in addition to,
34 but not in substitution of, the powers which have been or may be granted them, have
35 the following express powers.

36 (g) To establish and maintain a general system of pensions and retirement
37 and group insurance for the benefit and advantage of its officers and employees, with
38 necessary classifications and terms of admissions. This subsection shall be applicable

1 in Kent County and Dorchester County and the County Commissioners shall have the
2 powers provided herein. In Charles and Kent counties the County Commissioners
3 also shall have the authority to make special provisions for retirement funds for
4 employees who reach retirement age prior to the origination of a retirement system.
5 In Dorchester County the County Commissioners may include the employees of the
6 Dorchester County liquor control board and the Dorchester County Sheriff's
7 department in any pensions, retirement or group insurance program established and
8 maintained by the county. In Kent County the County Commissioners may include
9 any official or employee of the Kent County Sheriff's department in any pension,
10 retirement or group insurance program established and maintained by Kent County.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
12 July 1, 2003.